IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

MONDAY, THE 18TH JUNE 2007 / 28TH JYAISHTA 1929

WP(C).No. 13347 of 2006(L)

OS.159/2002 OF MUNSIFF COURT, PAYYANNUR.

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PETITIONERS:

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1. **V.P.GIRILAL, AGED 31 YEARS,**
   S/O. ANDIKKUTTY, HOUSE NO.5/817,
   LAKSHAM VEEDU COLONY, VELLUR P.O.,
   PAYYANNUR.

2. **M.APPU, S/O. VELAYUDHAN,**
   MOPRATH HOUSE, PERINGOMA P.O.

BY ADV. SRI.A.KRISHNAN.

RESPONDENT:

THE PUNJAB NATIONAL BANK LTD.,
REPRESENTED BY ITS BRANCH MANAGER,
PAYYANNUR.

BY ADV. SRI.K.S.DILIP,
SRI.K.P.SUDHEER.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 18/06/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C). NO.13347/2006:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P.1: COPY OF THE EXECUTION PETITION.

EXT.P.2: COPY OF THE APPLICATION.

EXT.P.3: COPY OF THE COUNTER.

EXT.P.4: CERTIFIED COPY OF THE IMPUGNED ORDER.

//TRUE COPY//

prv.

PIUS C. KURIAKOSE,J.

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W.P.(C) No. 13347 of 2006

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Dated: 18th June, 2007

JUDGMENT

It is reported by the counsel for the respondent that the petitioner has not complied with the condition imposed by this court on 24.5.2006 while granting stay. I do not think that this court will be justified in exercising discretion in favour of a person who does not comply with the conditions imposed by this court for granting stay. It is submitted on behalf of the counsel for the petitioner that the counsel is laid up and is not in a position to inform whether or not payment has been made. But for the present I accept the submission of the counsel for the respondent. The Writ Petition accordingly will stand dismissed.

srd **PIUS C.KURIAKOSE, JUDGE**